

## REMARKS

### **Status Of The Claims**

Claims 1 - 43 are pending and under consideration.

### **Election of Species**

In response to the requirement for election of species, applicants elect without traverse the following as the species to which examination on the merits will be restricted if no claim generic thereto is found allowable:

- A. species of quantification method in claims 4 and 24:
  - i. real time polymerase chain reaction amplification
- B. species of oligonucleotide probes in claims 9 - 10 and 34:
  - v. 5' exonuclease probes
- C. species of assays in claims 35 and 36:
  - xi. gene expression analysis

Claims 10 - 18 do not read on species "Bv". All claims otherwise read on the elected species.

**Conclusion**

Claims 1 - 43 are believed to satisfy all of the criteria for patentability and are in condition for allowance. An early indication of the same is therefore kindly requested.

No fees are believed to be due in connection with this Amendment. However, the Director is authorized to charge any additional fees that may required, or credit any overpayment, to Dechert LLP Deposit Account No. 50-2778 (**Order No. 376349-008US (355361)**).

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Respectfully submitted,

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